IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 15TH FEBRUARY 2007 / 26TH MAGHA 1928

Bail Appl..No. 953 of 2007()

CMP.565/2007 of J.M.F.C.,TIRUR

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PETITIONERS/ACCUSED NO. 1 & 2

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1. SAINUDHEEN, S/O.MOITHEEN KOYA,
IBRAHIMINTE PURAKKAL HOUSE, PACHATTIRI AMSOM,
PARAVANNA.

2. MUJEEB, S/O.KUNHIMON,
IBRAHIMINTE PURAKKAL HOUSE,
PACHATTIRI AMSOM, PARAVANNA.

BY ADV. SRI.K.P.MUJEEB

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 953 of 2007

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DATED: 15-02-2007

O R D E R

Petitioners who are accused Nos. 1 and 2 in Crime No. 791 of 2006 of Tirur Police Station for offences punishable under Sections 120 (B), 454 and 307 I.P.C. seek their enlargement on bail. The occurrence took place on 23-10-2006. The petitioners were arrested on 14-20-2006.

Even though the learned Public Prosecutor opposed the application submitting inter alia that tension still prevails in that area, having regard to the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners but on conditions safeguarding the interests of the prosecution as well. Accordingly, the petitioners are directed to be released on bail on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Tirur and subject to the following conditions:

1. The petitioners shall report before the Circle Inspector of Police, Tirur between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners shall not enter the limits of Vakkad until further orders.

3. The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.

4. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

5. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

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